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2015 FEB -6 P 12:00

US DISTRICT COURT
DISTRICT OF NEVADA

DEPUTY

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

Joseph Eugene Piovo, Sui juris, Individually and
as Beneficiary of Vice Roy United Nations Credit
and Commerce International Blind Trust
1853 Indian Bend Drive
Henderson, Nevada 89074
APN:178-17-911-009

Plaintiffs,
vs.

ROBERT STONE;
RONALD A. COLQUITT;
MICHELLE WILSON;
ANTONIETA TOVAR-GUZMAN;
SHAUNA S. BRENNAN;
CBSK FINANCIAL GROUP, INC.;
CHICAGO TITLE;
MORTGAGE ELECTRONIC REGISTRATION
SYSTEMS, INC.; A/K/A MERS;
MERSCORP HOLDINGS, INC.; A/K/A
MERSCORP, INC.;
U.S. BANK NATIONAL ASSOCIATION, AS
TRUSTEE, SUCCESSOR IN INTEREST TO
BANK OF AMERICA, NATIONAL
ASSOCIATION AS SUCCESSOR BY MERGER
TO LASALLE BANK NATIONAL
ASSOCIATION, AS TRUSTEE FOR
CERTIFICATEHOLDERS OF BEAR STERNS
ASSET BACKED SECURITIES I LLC, ASSET
BACKED CERTIFICATES, SERIES 2006-HE8;
Does 1-100 inclusive;

Defendants.

No. 2:13-CV-01922-APG-GWF

**REQUEST TO ENTER DEFAULT
AGAINST DEFENDANT CBSK
FINANCIAL GROUP, INC.**

1 TO THE CLERK OF THE COURT:

2 Please enter Default against Defendant CBSK FINANCIAL GROUP, INC. (hereinafter "CBSK")
3 as provided by Fed. R. Civ. P. 55(a) as it failed to plead or otherwise defend pursuant to Fed. R.
4 Civ. P. 12(a)(1)(A)(i). In support of this request, please see affidavit/proof of service Doc 148.
5

6 Declaration of Joseph Eugene Piovo, Pursuant to 28 U.S.C. § 1746.

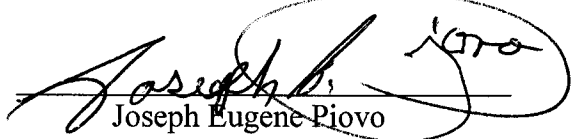
7 Comes now Joseph Eugene Piovo Plaintiff, and pursuant to 28 U.S.C. 1746 hereby declares as
8 follows:

- 9 1. On December 30, 2014, the Court granted Plaintiff's Motion for Alternative Service of the
10 Summons and Second Amended Complaint by mail to Defendant CBSK by serving the
11 officers of CBSK Charles Brent McElwee and Cynthia McElwee, President and Secretary
12 respectively. (Doc 147)
13
- 14 2. On January 12, 2015, Plaintiff effected service by certified mail on said officers which
15 were each personally served at their residence located at 33 Sarazen Lane, Trabuco
16 Canyon, CA 92679-5007 with the Summons and Complaint. The return of service was
17 filed with the court on January 13, 2015, Doc 148 Proof of Service.
18
- 19 3. United States Post Office shows signed delivery of the summons and Second Amended
20 Complaint to both Charles Brent McElwee and Cynthia McElwee on January 16, 2015.
21
- 22 4. Defendant's officers acknowledged the receipt of service by sending a letter to Plaintiff,
23 the letter is attached herewith as Exhibit A.
- 24 5. Under Fed. R. Civ. P. 12(a)(1)(A)(i), Defendant was required to serve an answer or
25 otherwise plead by February 2, 2015 and failed to do so.
26
- 27 6. Rule 55(a) provides as follows:
28 (a) Entering a Default.

1 "When a party against whom a judgment for affirmative relief is sought has failed
2 to plead or otherwise defend, and that failure is shown by affidavit or otherwise,
3 the clerk must enter the party's default."

4 I declare under penalty of perjury that the foregoing is true and correct.

5
6 Dated: February 6, 2015

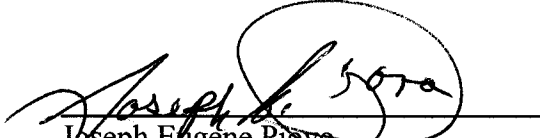
7 
8 Joseph Eugene Piovo
9 1853 Indian Bend Drive
10 Henderson, Nevada 89074
11 702-897-2602
12 viceroyuncci@gmail.com

13 **CERTIFICATE OF SERVICE**

14 I hereby certify that on the 6th day of February, 2015, I have caused to be mailed via Regular Mail
15 by United States Postal Service the foregoing Request to Enter Default to the following
16 participants at the addresses listed below:

17 Ronald A. Colquitt
18 321 S. Casino Center Blvd., #112
19 Las Vegas NV 89101
20 February 6, 2015

21 February 6, 2015

22 
23 Joseph Eugene Piovo
24 1853 Indian Bend Drive
25 Henderson, Nevada 89074
26 702-897-2602
27 viceroyuncci@gmail.com
28